

AMENDED

ASSIGNED

Serial No.

58882

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 02 1993

Returned to applicant for correction _____

Corrected application filed _____ Map filed SEP 03 1993

The applicant Westpac Utilities, a Division of Sierra Pacific Power Company

P.O. Box 30028 of Reno
Street and No. or P.O. Box No. City or Town

Nevada 89520-3028 hereby make S application for permission to change the
State and Zip Code No.

Point of Diversion

Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under Permit No. 44590, Certificate No. 11851 being Article V,
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
Paragraph A. of the Truckee River Agreement of June 13, 1935, also being a part of
identify right in Decree.

the Truckee River Decree, said Decree entered by the District Court of the United
States for Nevada in that certain action entitled "The United States of America,
Plaintiff, vs. Orr Water Ditch Company, et al, Defendants," in Equity Docket A-3.

1. The source of water is Truckee River
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 40 cfs not to exceed 28959.1 acre feet annually
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point Refer to attached "Exhibit A"
Describe as being within a 40-acre subdivision of public survey and by course and

distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within Situate in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section
7, T.19N., R.20E., M.D.B.&M., from which point If point of diversion is not changed, do not answer.
the NE corner of said Section 7 bears N 39° 28' E, a distance of 3015.0 feet
(North Truckee Ditch - Glendale Water Treatement Plant).

7. Proposed place of use Refer to Item 15, attached "Exhibit B"
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Same as Item No. 7
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) Refer to attached "Exhibit B"
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$5.6 million

the proposed Orr Ditch Pump Station will be

13. Estimated time required to construct works operational in 1994

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Refer to attached "Exhibit B"

William K. Jewett
By s/William K. Jewett
P.O. Box 30028
Reno, NV 89520-3028

Compared bc/bc jr/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of the Truckee River as heretofore granted under Permit 44590, Certificate 11851 is issued subject to the terms and conditions imposed in said Permit 44590, Certificate 11851 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

The total diversion under Permit 43675, Certificate 11849, Permit 44859, Certificate 11850 and Permit 58882 and the points of diversion set forth in Article V of the Truckee River Agreement-Truckee River Final Decree shall not exceed 40.0 c.f.s. nor 28,958.8 acre-feet annually.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 40.0 cubic feet per second, but not to exceed 28,958.8 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 23, 1996

Proof of completion of work shall be filed before September 23, 1996

Application of water to beneficial use shall be made on or before August 23, 2000

Proof of the application of water to beneficial use shall be filed on or before September 23, 2000

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 23rd day of August,

A.D. 19 95


State Engineer